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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/492,709      | 01/27/2000  | Judith Zyskind       | ELITRA.001A         | 1266             |

20995 7590 12/29/2003

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| EXAMINER |
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MARSCHER, ARDIN H

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| ART UNIT | PAPER NUMBER |
|----------|--------------|

1631

DATE MAILED: 12/29/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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EXAMINER

ART UNIT

PAPER

122203

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**Commissioner for Patents**

Enclosed is an initialed PTO-1449 which inadvertently was not considered or sent previously. This PTO-1449 has now been considered regarding the references listed thereon. The allowability of the claims as indicated in the Notice of Allowability, mailed 12/8/03, still is deemed to be proper including consideration of said PTO-1449 and references thereon.

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the Central PTO Fax Center. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993)(See 37 CFR § 1.6(d)). The Central PTO Fax Center number is (703) 872-9306.

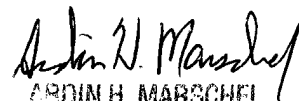
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ardin Marschel, Ph.D., whose telephone number is (703)308-3894. The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, Ph.D., can be reached on (703)308-4028.

Any inquiry of a general nature or relating to the status of this application should be directed to Legal Instrument Examiner, Tina Plunkett, whose telephone number is (703)305-3524 or to the Technical Center receptionist whose telephone number is (703) 308-0196.

December 22, 2003  
09/492,709

Attachment: One page of PTO-1449

  
ARDIN H. MARSCHEL  
COMMISSIONER FOR PATENTS